

WETLANDS COUNCIL

MINUTES

JUNE 24, 2003

The Wetlands Council met on Tuesday, June 24, 2003 at the
Department of Environmental Services, 6 Hazen Dr., Concord, NH

Attendees:

Council Members: Brian Fowler, Thomas Chrisenton, John Cobb, Mike Dannehy,
Camilla Lockwood, and Glenn Normandeau
Designees: Sharon Champagne, Brent Edmonds, William Ingham Jr., Brian
Mazerski, E. William Roy and Thomas Sloan

Absentee: None

Unfilled Positions: NH Certified Wetlands Scientists Representative

The meeting was called to order by Chairman Brian Fowler at 1:00 p.m.

1. Approval of Minutes of June 10, 2003 Meeting

*A motion was made by Mr. Cobb, seconded by Mr. Dannehy and unanimously
voted to accept the minutes of June 10, 2003 as presented.*

1:05 Chairman Fowler called a recess to give the councilors an opportunity to review
documents which were distributed prior to the meeting by Mr. Sclafani, Appeals
Clerk.

1:15 The meeting reconvened.

Introduction

Commissioner Michael P. Nolin addressed the councilors and expressed his
appreciation to the Wetlands Council for the service which they perform on behalf
of the State of New Hampshire.

2. Status of Appeals

Michael Sclafani, Appeals Clerk, distributed a report and reviewed the status of
appeals with the Council members.

- Docket No. 01-19 WtC – Whalley Appeal
There has been no new information filed with the Appeals Clerk, a permit has
been issued and a withdrawal of the appeal is expected from appellant's
attorney.

- Docket No. 02-10/11 WtC, WB#2000-02714 – Leslie Ludtke/Gordon Blakeney Appeal

This appeal will be revisited at the conclusion of the appeals update.

- Docket No. 02-13 WtC, WB#2002-00348 – John P. and Carole Hoag *et al.* Appeal

The following decisions were issued on May 19, 2003:

1. Decision & Order to deny Motion to Dismiss Standing to Appeal;
2. Decision & Order to deny Motion to Dismiss Issues Not Properly Preserved; and
3. Decision & Order to deny Motion to Strike Appearance by CLF.

A pre-hearing conference is scheduled for July 8, 2003 at 1:30 p.m.

- Docket No. 02-15 WtC - Conservation Law Foundation: WB #2000-00131 NHDOT, Troy Bypass

Deliberations of this appeal will be conducted at the conclusion of today's Council meeting.

- Docket No. 02-16 WtC - Donald S. Thompson: WB #2002-01019

A stay is in effect on this appeal.

- Docket No. 03-02 WtC – Philip and Judith Mills: WB #2002-00922

A stay is in effect on this appeal.

- Docket No. 03-03 WtC – Joseph J. Smith: WB #2001-00787

A pre-hearing conference has not yet been scheduled.

- Docket No. 03-04 WtC – Aqua Terrace Condominium Assn: WB #2002-00866

A pre-hearing conference is scheduled for July 8, 2003 at 8:30 a.m.

- Docket No. NAH 03-01 – Governor's Island Club

A pre-hearing conference is scheduled for July 8, 2003 at 10:00 a.m.

NEW APPEAL:


- Docket No. 03-07 WtC – Allan P. Folsom: WB 2002-00170

A Petition for Appeal was filed on June 10; the appellant's Motion for Reconsideration of the permit denial was not timely filed.

Ms. Lockwood made a motion to summarily dismiss the Petition to Appeal as the Motion for Reconsideration was not timely filed. Mr. Normandeau seconded the motion and it was unanimously voted.

- Docket No. 02-10/11 WtC, WB#2000-02714 – Leslie Ludtke/Gordon Blakeney Appeal

A written Decision & Order to deny this appeal was issued on June 5, 2003. A Motion for Reconsideration was timely filed by Attorney Ludtke on June 24, 2003. After discussion, the following motion was made:

A motion was made by Ms. Champagne to deny the Motion for Reconsideration filed by Attorney Ludtke. Mr. Sloan seconded the motion. The vote was taken with 8 in favor of the motion to  niss and 3 opposed.

3. Other Business

There was no further business to come before the Council

4. Next Meeting

The next meeting will be held on September 23, 2003.

5. Adjournment

Mr. Normandeau made a motion to adjourn, seconded by Mr. Roy and it was unanimously voted.

The meeting adjourned at approximately 1:45 p.m.